

TIVERTON TOWN COUNCIL

Regular Meeting: Monday, December 14, 2009 at 7:00 p.m.

NOTE: Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 seventy-two (72) hours in advance of the meeting date.

DATE POSTED: 12-10-09

1. PLEDGE OF ALLEGIANCE TO THE FLAG

2. ROLL CALL

Donald Bollin-President

JoAnne Arruda-Vice President

Hannibal Costa

Louise Durfee

Jay Lambert

Cecil E. Leonard

Edward Roderick

3. APPROVAL OF CONSENT AGENDA

All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the agenda.

4. A. BUSINESS BROUGHT BEFORE THE COUNCIL

CONSENT AGENDA:

- (C.A.) 1.** a. Approval of Minutes from November 23, 2009 Regular Council Meeting
b. Approval of Executive Session Minutes from November 23, 2009
c. Approval of Minutes from November 30, 2009 Council Workshop

- (C.A.) 2.** Receipt of Minutes from the Following Boards, Commissions
a. Economic Development
b. Planning Board
c. Fogland Oversight Committee
d. Conservation Commission
e. Art's Council

- (C.A.) 3.** Correspondence – Receive and File
a. Received From James Amarantes Regarding Long Range Library Services Plan
b. Received From K. Michaud, Administrative Officer Related to Planning Board Meeting Scheduled on Dec. 17th Regarding Tiverton Yacht Club Zoning Amendment Request

- (C.A.) 4.** Approval of Tax Assessor Abatements

- (C.A.) 5.** Request Approval for Environmental Project Relative to Fishing Line Recycling Referred to Town Administrator for Approval

- (C.A.) 6.** Approval by Dept of Administration on Five Year Update of Comprehensive Community Plan – Copy of Certificate

B- BOARD OF LICENSING COMMISSIONERS

1. Late Annual Holiday License Renewal
 - a. Gary's Street & Trail, 42 Main Road – Request Approval of Holiday License Renewal – Subject to Meeting All Legal Requirements
 - b. Coastal Computers, 438 Main Road – Request Approval of Holiday License Renewal – Subject to Meeting All Legal Requirements

C - APPOINTMENTS & RESIGNATIONS:

1. Tax Assessor's Board of Review
Judith A. Jones Request Appointment

D – BIDS AND REQUESTS FOR PROPOSALS

E –PUBLIC HEARING –ADVERTISED

1. Town Administrator – Ordinance Amendment – Chapter 14 – Boats and Waterways Ordinance Amendment
 - c. Proposed Adoption of Amendments to Chapter 14
 - d. Proposed Adoption of Amendment to Fee Resolution Raising Mooring Fees and Providing Discounts for Early Payment
2. Landfill/Recycling Committee – Proposed Adoption of Amendment to Chapter 66 Authorizing the Council to Adopt Regulations for a “Pay As You Throw” Program
 - a. Memorandum From Town Solicitor Related

F – FINANCIAL BUSINESS:

G - UNFINISHED BUSINESS:

H - NEW BUSINESS:

1. Councilor Durfee - Extension of Moratorium on Bay Street Area to June 30, 2010 As Revised by Town Solicitor per Council Meeting on November 23rd
2. Councilor Bollin – Request to Establish and Appoint Building Feasibility Committee to Review Old Ranger and Nonquit School
3. Town Administrator – Request Approval of Public Hearing on January 25, 2010 Flood Plain Management Program

I - TOWN ADMINISTRATOR ANNOUNCEMENTS, COMMENTS AND QUESTIONS

1. Distribution of Information on Zoning of Old Ranger School
2. Correspondence Sent to Congressman Kennedy Related to Stone Bridge Abutment & Park Area Improvement Plan

J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS

K – TOWN SOLICITOR – ANNOUNCEMENTS, COMMENTS AND QUESTIONS

1. Memorandum Related to Investment Restrictions on Corvello v. New England Gas Co. Proceeds
2. Update on 961 Brayton Road - Quarry
 - a. Correspondence Received From Tiverton Conservation Commission
3. Budget Request From North Tiverton Fire District Regarding Bay Street Area
 - a. Response From Town Solicitor
4. Copy of Engagement Letter With Attorney Daniel K. Kinder

5. CLOSED EXECUTIVE SESSION

1. Town Solicitor - Litigation – 42-46-5(a) (2)
2. Town Administrator – 42-46-5(a)(2) - Collective Bargaining-Teamsters, IAFF& IBPO
3. Town Administrator – 42-46-5(a)(6) - Prospective Business or Industry

A portion of this meeting may be held in executive session pursuant to the Open Meeting Law, Section 42-46-5(a) of the General Laws of Rhode Island, 1956 (1986 Reenactment), as amended.

- 6. ADJOURNMENT** Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”